



Patent  
Attorney Docket: 895,080-007  
(prev 243/222)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**STUART BERMAN**

Serial No.: 09/330,398

Filed: June 11, 1999

For: FIBRE CHANNEL SWITCHING FABRIC

Group Art Unit: 2661

Examiner: K. Vanderpuye

**RECEIVED**

JUN 28 2004

Technology Center 2600

**AMENDMENT AND RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed on January 16, 2004, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 8 of this paper.

06/24/2004 EAREGAY1 00000063 502862 09330398

02 FC:1202 100.00 DA

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit  
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6-16-04

Denise Doss

Name of Person Mailing Paper

Signature of Person Mailing Paper



2661

Patent  
Attorney Docket: 895,080-007  
(prev 243/222)

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In re the Application of:

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AMENDMENT TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

Transmitted herewith is an Amendment for the above-identified application.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY		FEE FOR OTHER THAN SMALL ENTITY
1 month	<input type="checkbox"/>	\$55.00	<input type="checkbox"/>	\$110.00
2 months	<input type="checkbox"/>	\$210.00	<input checked="" type="checkbox"/>	\$420.00
3 months	<input type="checkbox"/>	\$475.00	<input type="checkbox"/>	\$950.00
4 months	<input type="checkbox"/>	\$740.00	<input type="checkbox"/>	\$1,480.00
5 months	<input type="checkbox"/>	\$1,005.00	<input type="checkbox"/>	\$2,010.00

- ☐ No extension fee is believed due at this time. However, if the Commissioner deems otherwise, please consider this a petition therefor.

06/24/2004 EAREGAY1 00000063 502862 09330398

01 FC:1252

420.00 DA

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Date of Deposit  
IR1:1055947.1

Denise Doss

Name of Person Mailing Paper

Signature of Person Mailing Paper

**FEES FOR CLAIMS:**

☐ Applicant claims small entity status pursuant to 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below

	Currently Pending		Previously Paid for		Additional Claims		Fees	Totals	
Total Claims	30	-	20	=	10	x	\$18.00	180.00	
Independent Claims	6	-	7	=	0	x	\$86.00	0	
Multiple Dependent Claims	\$280	(if applicable)					<input type="checkbox"/>	0	
<b>TOTAL OF ABOVE CALCULATIONS</b>								180.00	
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.								<input type="checkbox"/>	0
<b>TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH</b>								<b>\$180.00</b>	

☐ A check in the amount of \$\_\_\_\_\_ is enclosed herewith

☒ Charge Deposit Account No. **50-2862** for \$ 600.00

☒ The Commissioner is authorized to charge O'Melveny & Myers' Deposit Account No. **50-2862** for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by any check enclosed herewith and to credit any overpayments to said Deposit Account **50-2862**.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: June 6, 2004

By: David B. Murphy

David B. Murphy  
Reg. No. 31,125  
Attorneys for Applicant

DBM/dnd

**34263**

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PATENT TRADEMARK OFFICE